

**PLAINTIFF’S REPLY IN SUPPORT OF MOTION TO PARTIALLY
STRIKE THE TESTIMONY OF DEFENDANT JOEL BABB’S
EXPERT GARY D. HASTON**

EXHIBIT H

Gereb Deposition, Vol. 2

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

ALEK SCHOTT,)
Plaintiff)
VS.) CIVIL ACTION NO.
5:23CV-00706-OLG-RBF
JOEL BABB, in his)
individual and official)
capacity; MARTIN A.)
MOLINA, III, in his)
individual and official)
capacity; JAVIER)
SALAZAR, in his)
individual and official)
capacity; and BEXAR)
COUNTY, TEXAS)
Defendants)

ORAL DEPOSITION OF JOE GEREB
AUGUST 1, 2024
VOLUME 2

ORAL DEPOSITION OF JOE GEREB, produced as a witness
at the instance of the Plaintiff and duly sworn, was
taken in the above styled and numbered cause on
Thursday, August 1, 2024, from 1:30 p.m. to 4:40 p.m.
before Janalyn Elkins, CSR, in and for the State of
Texas, reported by computerized stenotype machine, at
the offices of Charles S. Frigerio, 111 Soledad, Suite
465, San Antonio, Texas, pursuant to the Federal Rules
of Civil Procedure and any provisions stated on the
record herein.

A P P E A R A N C E S

FOR THE PLAINTIFF:

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- AND -

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FOR THE DEFENDANT BEXAR COUNTY, TEXAS:

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1 A. No. Because Deputy Garza was already a part of
2 it and I believe Deputy Babb was as well --

3 Q. Okay.

4 A. -- and I think pretty much it was, like, kind
5 of oh, he's doing his job.

6 Q. Okay. Cool. Have you ever heard of a law
7 enforcement officer named Kiki?

8 A. Yes.

9 Q. Okay. Tell me about Kiki?

10 A. I really don't remember. I know a lot of the
11 information from WhatsApp was coming from him.

12 Q. Did you know his name?

13 A. No.

14 Q. Do you know what entity he worked for?

15 A. I don't recall. There were so many different
16 agencies on that group.

17 Q. Did you have any way of telling -- did you have
18 any way of confirming that the people on the WhatsApp
19 group were actually with a law enforcement agency?

20 A. From my knowledge, you were not to be on that
21 group unless you were a law enforcement officer.

22 Q. Sure. I understand that. But did you have any
23 way of verifying or checking?

24 A. No, ma'am.

25 Q. Have you ever heard of the Laredo Fusion

1 Center?

2 A. No, ma'am.

3 MS. HEBERT: What time is it?

4 MR. WINDHAM: 2:40.

5 MS. HEBERT: We've been going about an
6 hour. Are you okay to take a break?

7 THE WITNESS: I'm good to keep going.

8 MS. HEBERT: Okay. Well, then we can keep
9 going. Do you need a break? Okay, let's take a break.
10 Sorry, I know that you're ready to go, but I thought I
11 would just check to see if anybody needed to use the
12 rest room.

13 THE WITNESS: I'm good to go but if you
14 guys need a break I'm fine.

15 MS. HEBERT: I try to, like, remember to
16 check every, like, hour or so.

17 So, 10 minutes everybody?

18 MR. FRIGERIO: We're off the record.

19 (Brief recess.)

20 Q. (BY MS. HEBERT) Okay. We're back on the
21 record after a short restroom refresher.

22 And we're talking about the Northwest
23 Highway Group before we took a break. You mentioned
24 yourself, Deputy Joseph Garza and Deputy Babb, who are
25 part of the Northwest Highway Group from Bexar County.

REPORTER'S CERTIFICATION

DEPOSITION OF JOE GEREB

TAKEN AUGUST 1, 2024

I, Janalyn Elkins, Certified Shorthand
Reporter in and for the State of Texas, hereby certify
to the following:

That the witness, JOE GEREB, was duly sworn by
the officer and that the transcript of the oral
deposition is a true record of the testimony given by
the witness;

That the original deposition was delivered to
CHRISTIE HEBERT;

That a copy of this certificate was served on
all parties and/or the witness shown herein on
_____.

I further certify that pursuant to FRCP No.
30(f)(i) that the signature of the deponent was
requested by the deponent or a party before the
completion of the deposition and that the signature is
to be returned within 30 days from date of receipt of
the transcript. If returned, the attached Changes and
Signature Page contains any changes and the reasons
therefor.

I further certify that I am neither counsel
for, related to, nor employed by any of the parties in
the action in which this proceeding was taken, and

1 further that I am not financially or otherwise
2 interested in the outcome of the action.

3 Certified to by me this 18th day of August
4 2024.

5 
6

JANALYN ELKINS

7 Texas CSR 3631

Expiration Date 1/31/2025

8 Veritext Legal Solutions

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9 Fort Worth, Texas 76102

Firm Registration No. 571

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